

Amendment No. 2 to HB3210

Fitzhugh
Signature of Sponsor

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

AMEND Senate Bill No. 3316

House Bill No. 3210*

by deleting SECTION 9 and substituting instead the following:

SECTION 9.

(a) A permit under this part may not be suspended or revoked by a beer board based on a clerk's illegal sale of beer to a minor person who is not of lawful drinking age if the clerk is properly certified and has attended annual meetings since the original certification or is within sixty-one (61) days of the date of hire at the time of such violation.

(b) Notwithstanding the provisions of subsection (a), the commission shall revoke the certification of a vendor certified as a responsible vendor if the vendor had knowledge of the violation or should have known about such violation, or participated in or committed such violation. If the commission revokes a vendor's certification under this section, such vendor shall be penalized for the violation by the beer board as if such vendor was not certified as a responsible vendor.

(c) Notwithstanding the provisions of subsection (a) or any other provision of law, the commission shall revoke the vendor's status as a certified responsible vendor if such vendor has two (2) violations within a twelve (12) month time period. Such revocation shall be for a period of three (3) years.

AND FURTHER AMEND by deleting the first sentence of subdivision (a)(1)(C) of the amendatory language of SECTION 11 and substituting instead the following:

(C) Permanent revocation of beer permits may only be applied when the permit holder has at least two (2) violations within a twelve (12) month time period.

AND FURTHER AMEND by deleting the language “or the employee” in subdivision (d)(1)(C) in the amendatory language of SECTION 13 and substituting instead the language “and the employee”.

AND FURTHER AMEND by deleting subdivision (d)(2) of the amendatory language of Section 13 in its entirety.